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CITY OF ALAMEDA, and its

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ALAMEDA PUBLIC FINANCING AUTHORITY, and

15 ALAMEDA PUBLIC IMPROVEMENT CORPORATION

16 UNITED STATES DISTRICT COURT

17 NORTHERN DISTRICT OF CALIFORNIA

18 SAN FRANCISCO DIVISION

19 CITY OF ALAMEDA, CALIFORNIA, on  
20 behalf of itself and ALAMEDA POWER &  
21 TELECOM, a department of the City of  
Alameda; ALAMEDA PUBLIC FINANCING  
22 AUTHORITY; and ALAMEDA PUBLIC  
IMPROVEMENT CORPORATION,

23 Plaintiffs,

24 vs.

25 NUVEEN MUNICIPAL HIGH INCOME  
OPPORTUNITY FUND; THE NUVEEN  
26 MUNICIPAL TRUST; and NUVEEN ASSET  
MANAGEMENT, INC.,

27 Defendants.

28 And related actions

Case No. C 08-04575 SI

[Complaint filed October 1, 2008]

Case assigned to the Honorable Susan Illston

**STIPULATION AND [PROPOSED]  
ORDER RE SCHEDULING OF HEARINGS  
ON MOTIONS REQUESTING LEAVE TO  
FILE FIRST AMENDED  
COUNTERCLAIM AND TO AMEND  
CAPTION**

1 WHEREAS the hearings on the Nuveen defendants' Motion Requesting Leave to File First  
2 Amended Counterclaim and Motion to Amend the Caption (collectively, the "Motions") originally  
3 set for April 24, 2009 have been continued by the Court to May 8, 2009;

4 WHEREAS counsel for the City of Alameda has a calendar conflict on May 8, 2009;

5 THEREFORE, it is hereby stipulated that the hearings on the Motions shall be continued to  
6 **May 22, 2009.**

7 DATED: March 19, 2008

WULFSBERG REESE COLVIG & FIRSTMAN  
PROFESSIONAL CORPORATION

8  
9 By /s/ Richard E. Elder

10 RICHARD E. ELDER

11 Attorneys for Plaintiffs and Counterclaim Defendants  
12 CITY OF ALAMEDA, et al.

13 DATED: March 19, 2008

DAVIS & CERIANI, P.C.

14 By /s/ Michael P. Cillo

15 MICHAEL P. CILLO

16 Attorneys for Defendants and Counterclaimants  
17 NUVEEN MUNICIPAL HIGH INCOME  
OPPORTUNITY FUND, et al.

18 DATED: March 19, 2008

SHARTSIS FRIESE LLP


19  
20 By /s/ Robert C. Friese

21 ROBERT C. FRIESE

22 Attorneys for Counterclaim Defendant  
23 STONE & YOUNGBERG LLC

24 PURSUANT TO STIPULATION, IT IS SO ORDERED.

25 DATED: \_\_\_\_\_

  
26 The Hon. Susan Ilston  
27 United States District Judge  
28